

FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NUMBER
CFMC-0041TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371U.S. APPLICATION NO. 10/529415
U.S. PATENT AND TRADEMARK OFFICE (37 CFR 1.5)INTERNATIONAL APPLICATION NO.
PCT/US2003/031193INTERNATIONAL FILING DATE
01 October 2003 (01.10.2003)PRIORITY DATE CLAIMED
01 October 2002 (01.10.2002) and 25 March
2003 (25.03.2003)TITLE OF INVENTION **A SYSTEM AND METHOD FOR WIRELESS AUDIO COMMUNICATION WITH A
COMPUTER**APPLICANT(S) FOR DO/EO/US **Christopher Frank MCCONNELL; Thomas Alan PLEATMAN; Jennifer Ware
PARKER and Chad Walter BILLMYER**Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other
information:

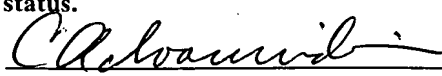
1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9), and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) 35 U.S.C. 371(c)(4). (a copy of the Inventorship Declaration filed with the PCT application).
10. ☐ An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 20. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.182-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
 - a copy of Form PCT/IB/308 (Notice Informing the Applicant of the Communication of the International Application to the Designated Offices);
 - a copy of the International Preliminary Examination Report;
 - a copy of the International Search Report;
 - a return postcard.

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EXPRESS MAIL Mailing Label No. EV 482612643 US
Date of Deposit: 29 March 2005

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|---|--------------|---|---|--|----|
| U.S. APPLICATION NO. 10/529415 <small>(37 CFR 1.53)</small> | | INTERNATIONAL APPLICATION NO. PCT/US2003/031193 | | ATTORNEY DOCKET NUMBER CFMC-0041 | |
| The following fees are submitted: | | | | | |
| 21. <input checked="" type="checkbox"/> Basic national fee | | | | \$300.00 | |
| 22. <input checked="" type="checkbox"/> Examination fee | | | | \$ | |
| If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) | | | | \$100.00 | |
| All other situations | | | | \$200.00 | |
| 23. <input checked="" type="checkbox"/> Search fee | | | | \$100.00 | |
| Search fee (37 CFR 1.445(a)(2)) has been paid on the International application to the USPTO as an International Searching Authority | | | | \$100.00 | |
| International Search Report prepared and provided to the Office | | | | \$400.00 | |
| All other situations | | | | \$500.00 | |
| TOTAL of 21, 22 and 23 = | | | | \$600.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| 55- 100 = | 0/50= | | X \$250.00 | \$ 0 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| Claims | Number Filed | Number Extra | Rate | | |
| Total claims | 86- 20 = | 66 | X \$50.00 | \$3,300.00 | |
| Independent Claims | 5- 3 = | 2 | X \$200.00 | \$ 400.00 | |
| Multiple dependent claims(s) (if applicable) | | | + \$360.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$4,300.00 | |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$2,150.00 | |
| SUBTOTAL = | | | | \$2,150.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | |
| TOTAL NATIONAL FEE = | | | | \$2,150.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | \$ | |
| TOTAL FEES ENCLOSED = | | | | \$2,150.00 | |
| | | | | Amount to be: | \$ |
| | | | | refunded | |
| | | | | charged | \$ |
| a. <input checked="" type="checkbox"/> A check in the amount of \$2,150.00 to cover the above fee is enclosed. | | | | | |
| b. <input type="checkbox"/> Please charge my Deposit Account No. 23-3050 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. | | | | | |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-3050. A duplicate copy of this sheet is enclosed. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | |  SIGNATURE | | |
| Steven J. Rocci Woodcock Washburn LLP One Liberty Place - 46th Floor Philadelphia, PA 19103 (215) 568-3100 | | | Christos A. Ioannidi NAME | | |
| | | | 54,195 REGISTRATION NUMBER | | |